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TN REGULATORY AUTHORITY
August 19, 2002 T ROOM

VIA HAND DELIVERY

The Honorable Sara Kyle, Chairman
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243

Re: *Complaint of XO Tennessee, Inc. Against BellSouth
Telecommunications, Inc.*
*Complaint of Access Integrated Networks, Inc. Against BellSouth
Telecommunications, Inc.*
Docket No. 01-00868

Dear Chairman Kyle:

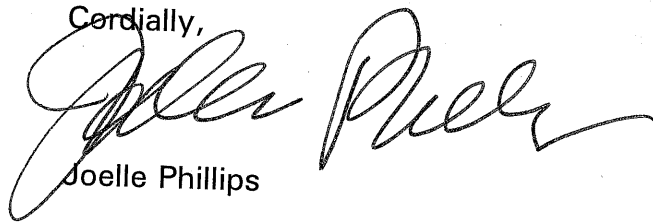
On Friday, the parties in the above-referenced docket notified the TRA of their request that oral argument in this matter be postponed until the next regularly scheduled Agenda Conference. The parties had reached this agreement in order to provide sufficient time for review of the pleadings filed on Friday and preparation for oral argument in this matter.

It has come to the attention of the parties that the next regularly scheduled Agenda Conference will fall after the statutory appeal period for taking a court appeal of the ruling in this case, which appeal time will not be tolled unless the reconsideration is granted procedurally. Accordingly, for the sole purpose of tolling the period to appeal until after the TRA has had an opportunity to hear argument and deliberate on this matter, the parties jointly request that the TRA grant the reconsideration, as a procedural matter, and hear argument and deliberate the merits of the reconsideration at the next regularly scheduled Agenda Conference. **Granting** the reconsideration, as opposed to **deciding** the merits of the reconsideration, would not address the merits of the underlying TRA order. Rather, procedurally granting the motion for reconsideration for the purpose of considering

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the merits at a later date will simply toll the appeal period, and the TRA will be free to decide on the merits whether to alter the ruling of the TRA or leave such ruling in place.

Cordially,

A handwritten signature in black ink, appearing to read "Joelle Phillips", written in a cursive style.

Joelle Phillips

JP/jej

cc: Timothy Phillips, Esquire
Henry Walker, Esquire